

Chambers Copy – Do Not E-File

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13
14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION

17
18 UNITED STATES OF AMERICA,) CR No. 08-0329 JSW
19 Plaintiff,) STIPULATION AND [PROPOSED] ORDER
20 v.) EXCLUDING TIME FROM MAY 16, 2008
21 TIMOTHY CRAIG,) THROUGH JUNE 12, 2008
22 Defendant.)

23 On May 16, 2008, the parties in this case appeared before the Court and stipulated that
24 time should be excluded from the Speedy Trial Act calculations from May 16, 2008 through
25 June 12, 2008. The parties represented that granting the continuance was necessary for
26 continuity of counsel and effective preparation of counsel, taking into account the exercise of

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1 due diligence, to afford counsel time to prepare and produce additional discovery, review the
2 additional discovery, and to meet and confer pursuant to local rules. See 18 U.S.C. §
3 3161(h)(8)(B)(iv).

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5 SO STIPULATED:

6 JOSEPH P. RUSSONIELLO
7 United States Attorney

8

9 DATED: May 16, 2008

10 /s/ Denise Barton
11 DENISE MARIE BARTON
12 Assistant United States Attorney

13 DATED: May 16, 2008

14 /s/
15 STEVEN G. KALAR
16 Attorney for TIMOTHY CRAIG

17 As the Court found on May 16, 2008, and for the reasons stated above, the Court finds that
18 the ends of justice served by the continuance outweigh the best interests of the public and the
19 defendant in a speedy trial and that time should be excluded from the Speedy Trial Act
20 calculations May 16, 2008 through June 12, 2008 for effective preparation of counsel. See 18
21 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny the
22 defendant continuity of counsel and reasonable time necessary for effective preparation of
23 counsel, taking into account the exercise of due diligence, and would result in a miscarriage of
24 justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

25 SO ORDERED.

26 DATED: 5/19/08



27 HONORABLE EDWARD M. CHEN
28 United States Magistrate Court Judge